

House File 349

S-3139

1 Amend House File 349, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 1, by striking lines 16 through 23.

4 2. Page 1, line 24, by striking <7.> and inserting <6.>

5 3. By striking page 2, line 25, through page 3, line 6, and
6 inserting:

7 <NEW SUBSECTION. 9. a. Beginning July 1, 2024, at least
8 two times per year, the defendant's probation officer shall
9 provide the defendant with an accounting of the defendant's
10 discharge credits, educational credits, and workforce credits,
11 if applicable, that have accrued under subsections 6, 7, and 8.

12 b. The department of corrections shall, without leave of
13 court, award any accrued credits under subsections 6, 7, and
14 8 toward the completion of the defendant's probation except
15 that the maximum reduction of the defendant's probation term
16 earned through the application of the credits shall not exceed
17 forty percent of the probation period imposed and the defendant
18 shall not be discharged from probation until the defendant's
19 probation officer determines that fees imposed under section
20 905.14 and court debt collected pursuant to section 602.8107
21 have been paid or are subject to a payment plan.

22 c. Credits shall not apply until any court-mandated
23 programming imposed on a defendant is successfully completed.

24 d. The department of corrections shall adopt rules to
25 implement the provisions of this subsection.>

26 4. Page 3, line 9, by striking <and special probation
27 programs>

28 5. Page 3, line 10, by striking <or special probation
29 program>

30 6. Page 3, after line 11 by inserting:

31 <NEW SUBSECTION. 11. Unless agreed to by the county
32 attorney, the defendant, and the court, subsections 6, 7, 8,
33 and 9 shall not apply to a defendant on probation following a
34 conviction for any of the following offenses:

35 a. Violation of a no-contact order under section 664A.7,

1 subsection 5.

2 *b.* A conviction for an offense requiring the defendant to
3 register as a sex offender under section 692A.103.

4 *c.* An assault, as defined in section 708.1, that meets the
5 definition of domestic abuse under section 236.2, subsection 2.

6 *d.* Involuntary manslaughter under section 707.5.

7 *e.* Harassment under section 708.7.

8 *f.* Nonconsensual termination or serious injury to a human
9 pregnancy under section 707.8.

10 *g.* Stalking under section 708.11.

11 *h.* Unauthorized placement of a global positioning device
12 under section 708.11A.

13 *i.* Lascivious acts with a child under section 709.8.

14 *j.* Indecent exposure under section 709.9.

15 *k.* Assault with intent to commit sexual abuse under section
16 709.11.

17 *l.* Indecent contact with a child under section 709.12.

18 *m.* Sexual exploitation by a counselor, therapist, school
19 employee, or adult providing training or instruction under
20 section 709.15.

21 *n.* Invasion of privacy under section 709.21.

22 *o.* False imprisonment under section 710.7.

23 *p.* Enticing a minor under section 710.10.

24 *q.* Arson in the third degree under section 712.4.

25 *r.* Preventing apprehension, obstructing prosecution, or
26 obstructing defense under section 719.3.

27 *s.* Tampering with witnesses or jurors under section 720.4.

28 *t.* Child endangerment under section 726.6.

29 *u.* Wanton neglect or nonsupport of a dependent adult under
30 section 726.8.

31 *v.* Trespass by the knowing placement of a camera or
32 electronic surveillance device under section 727.8A.

33 *w.* Violation of individual rights and hate crimes under
34 section 729A.2.

35 NEW SUBSECTION. 12. Nothing in this Act shall be construed

1 to prevent or interfere with the ability to lawfully discharge
2 probation early under any other authorizing authority.>

3 7. Page 3, line 12, by striking <11.> and inserting <13.>

4 8. By renumbering, redesignating, and correcting internal
5 references as necessary.

MIKE BOUSSELOT